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I hereby certify that this correspondence is being deposited with the United States EXPRESS MAIL Service as Express Mail in an envelope addressed to: MAIL STOP AF, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on July 23, 2003

By: Joseph B. Teig
Joseph B. Teig

Date: July 23, 2003

In the event that this paper is late filed and a necessary Petition for an Extension of Time is not concurrently filed herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this paper, to Deposit Account No. 50-1529.

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JG-YY-7548/500569.20041

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Toshikazu HAMAMOTO, et al.

Art Unit: 1745

Serial No: 09/577,470

Examiner: R. Alejandro

Filed: May 24, 2000

Cust. No. 026418

For: NON-AQUEOUS ELECTROLYTIC SOLUTION
AND LITHIUM SECONDARY BATTERY

MAIL STOP AF
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

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TC 1700

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Appeals from the Final Office Action of January 23, 2003 in which the Examiner finally rejected claims 1, 3-15 AND 17-29.

The items checked below are appropriate:

- [] 1. A timely response to the final rejection is attached.
- [X] 2. A Petition for an extension of time to file this Notice, and the fee therefor, for a three Month(s) is(are) attached.
- [] 3. Small entity status has been established by a entity declaration submitted on _.
- [X] 4. Fee [x] \$320.00 [] \$ 160.00 is attached.
- [] 5. Fee [] \$320.00 [] \$ 160.00 charge Deposit Account 50-1529.
- [X] 6. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account No. 50-1529.

07/25/2003 AWONDAF1 00000010 09577470

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320.00 0P

Respectfully submitted,

July 23, 2003
JEG:dej
(212) 521 5403
Enclosure:
Fee \$320.00

By: Jules E. Goldberg
Jules E. Goldberg, Rep. No. 24,405
Reed Smith LLP
599 Lexington Avenue - 29th Floor
New York, NY 10022